

Results of Enforcement before the Full Commission – January 25, 2005

Report to Commission

1. **Mainstream Republicans of Washington**, Case #05-110, 45-day Citizen Action Letter, alleged violations of RCW 42.17.103, .510, 530 and .640 by: 1) failing to timely file a special report of independent expenditures; (2) failing to include complete sponsor identification on political advertising; (3) sponsoring political advertising containing a false endorsement; and (4) by making contributions to Citizens for Sam Reed and Committee to Re-Elect Doug Sutherland, in excess of allowable contribution limits.
Results: A report from PDC staff was made to the Commission at the January 25, 2005 Commission meeting. PDC staff and the Respondent submitted a Stipulation of Facts, Violations and Penalty for Commission consideration. The Commission accepted the Stipulation and found that the Mainstream Republicans of Washington committed multiple violations of RCW 42.17.640, .530, 510, and .103 as detailed in the Stipulation.
Assessed Penalty: By accepting the Stipulation, the Commission ordered a total civil penalty of \$15,000 with \$5,000 suspended if the conditions of the Stipulation are satisfied.
2. **Citizens for Sam Reed**, Case #05-135 (Investigation conducted under Case #05-110; case number revised to 05-135 to differentiate between the two cases that resulted); As part of the 45-day Citizen Action Letter in Case #05-110, PDC staff alleged that Citizens for Sam Reed violated RCW 42.17.640 by accepting contributions from Mainstream Republicans of Washington that were in excess of contribution limits.
Results: A report from PDC staff was made to the Commission at the January 25, 2005 Commission meeting. PDC staff and the Respondent submitted a Stipulation of Facts, Violations and Penalty for Commission consideration. The Commission accepted the Stipulation and found that the Sam Reed campaign committed a single violation of RCW 42.17.640 as detailed in the Stipulation.
Assessed Penalty: By accepting the Stipulation, the Commission ordered a total civil penalty of \$5,000 with \$2,500 suspended if the conditions of the Stipulation are satisfied.
3. **Bill Ptacek, Director, King County Rural Library District (KCLS)**, Case #05-125; 45-day Citizen Action Letter, alleged violations of RCW 42.17.130 by authorizing the preparation and distribution of material that promoted the passage of a September 14, 2004 Capital Bond Ballot Proposition.
Results: A report from PDC staff was made to the Commission at the January 25, 2005, Commission meeting. The Commission dismissed the allegation that the KCLS made wrongful gifts of public property to the ballot committee supporting its capital bond measure. The Commission also dismissed the allegation that the KCLS

wrongfully exploited the prestige of the state's judiciary by using the title "judge" when referring to two of its board members who are King County Superior Court judges. The Commission determined that the remaining issues should be heard at an enforcement hearing before the Full Commission. An enforcement hearing is expected to be scheduled in the near future.

Enforcement Hearings

1. **Ed Herbert**, Teacher, Ballard High School, Seattle School District, Case #04-663, alleged violation of using the public facilities of the public schools in violation of RCW 42.17.130.

Results: PDC staff and the Respondent submitted a Stipulation of Facts for Commission consideration. The Commission accepted the Stipulation and found that Ed Herbert used the public facilities of the public schools in violation of RCW 42.17.130.

Assessed Penalty: The Commission ordered a total civil penalty of \$500 with \$450 suspended if there is no future violation of RCW 42.17 for two years from the date of the Order.

2. **Dennis Nusbaum**, Teacher, Ballard High School, Seattle School District, Case #04-664, alleged violation of using the public facilities of the public schools in violation of RCW 42.17.130.

Results: PDC staff and the Respondent submitted a Stipulation of Facts for Commission consideration. The Commission accepted the Stipulation and found that Dennis Nusbaum used the public facilities of the public schools in violation of RCW 42.17.130.

Assessed Penalty: The Commission ordered a total civil penalty of \$500 with \$450 suspended if there is no future violation of RCW 42.17 for two years from the date of the Order.